IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 21ST JUNE 2007 / 31ST JYAISHTA 1929

WP(C).No. 4865 of 2004(D)

PETITIONER:

AJITH KUMAR, VELIYIL, CHIRAKKADAVU,
KAYAMKULAM.

BY ADV. SRI.GEORGE VARGHESE(PERUMPALLIKUTTIYIL)
SRI.VPK.PANICKER
SRI.A.R.DILEEP
SRI.ABRAHAM GEORGE JACOB
SRI.GOWTHAM

RESPONDENTS:

1. STATE OF KERALA, REPRESENTED BY THE
CHIEF SECRETARY TO GOVERNMENT OF KERALA,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE OMBUDSMAN FOR LOCAL SELF
GOVERNMENT INSTITUTIONS, THIRUVANANTHAPURAM.

3. THE SECRETARY, KAYAMKULAM MUNICIPALITY,
KAYAMKULAM.

4. O.YOUSUF KUNJU, ALUMMOTTIL,
CHERAVALLY, KAYAMKULAM, ALAPPUZHA.

BY ADV. SRI.R.RAMADAS for R4
SRI.R.RAYA SHENOY
SRI.R.PRASANTH KUMAR
SRI.R.SUDHIR SHENOI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 21/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONERS' EXHIBITS:

EXT.P1: A TRUE COPY OF THE PLAINT IN O.S. NO. 526 OF 1997 PENDING IN THE COURT OF THE MUNSIFF, KAYAMKULAM.

EXT.P2: A TRUE COPY OF THE PLAINT IN O.S. 203 OF 1999, PENDING BEFORE THE SUB COURT, MAVELIKKARA.

EXT.P3: A TRUE COPY OF THE NOTICE DATED 20.12.2003 WITH OP NO. 1297/2001 ISSUED FROM THE OFFICE OF THE 2ND RESPONDENT.

EXT.P4: A TRUE COPY OF THE PETITION SHOWING THE DATE AS 10.04.2001 SHOWN TO HAVE BEEN MADE BY THE 4TH RESPONDENT BEFORE THE 2ND RESPONDENT.

EXT.P5: A TRUE COPY OF THE ORDER DATED 09.01.2004 ON OP NO. 1297/2001 ISSUED BY THE 2ND RESPONDENT.

EXT.P6: A TRUE COPY OF THE MEMORANDUM OF APPEAL NO. 2000/UEN3/02/MLSG DATED 23.09.2002 SUBMITTED BY THE WRIT PETITIONER BEFORE THE GOVERNMENT OF KERALA.

/True Copy/

P.A to Judge.

KURIAN JOSEPH , J

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W.P.(C) NO. 4865 OF 2004

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Dated this the 21st day of June, 2007.

JUDGMENT

The petitioner approached this Court challenging Ext.P5 order passed by Ombudsman for Local Self Government Institutions. It is seen that there is an interim order dated 10.02.2004 directing the disposal of Ext.P6 appeal. The learned counsel for the respondent submits that the appeal itself has been disposed of by the Tribunal for Local Self Government Institutions. Therefore, without prejudice to the liberty to the petitioner to pursue the surviving grievance, if any, against the order passed by the Tribunal in appropriate proceedings, this writ petition is dismissed.

KURIAN JOSEPH, JUDGE.

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